

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

MARC S. KIRSCHNER, As Trustee of the
Refco Private Actions Trust,

Plaintiff,

v.

PHILLIP R. BENNETT, SANTO C.
MAGGIO, ROBERT C. TROSTEN, MAYER
BROWN, LLP, MAYER BROWN
INTERNATIONAL, LLP, and GRANT
THORNTON LLP,

Defendants.

07 MDL 1902 (JSR)

07 Civ. 8165 (JSR)

REFCO PRIVATE ACTIONS TRUST PRELIMINARY WITNESS LIST

Pursuant to the agreement between counsel for the parties, below are the witnesses, in alphabetical order, that Plaintiff Marc S. Kirschner, as Trustee of the Refco Private Actions Trust (the “Trustee”), currently expects to call at trial. The Trustee expressly reserves the right to add or delete witnesses or otherwise modify this list. Further, the Trustee reserves the right to call any witness on Grant Thornton LLP’s witness list.

Witnesses that the Trustee Currently Expects to Call

Name	Address	Live or Via Deposition Testimony
Benzaken, Nathanaël	c/o Robert Gottlieb Jeff Friedman Katten Muchin Rosenman LLP 575 Madison Avenue New York, NY 10022	Live or Via Deposition Testimony

Name	Address	Live or Via Deposition Testimony
Breitman, Leo	c/o Greg A. Danilow Weil Gotshal & Manges LLP 767 Fifth Avenue New York, NY 10153	Live or Via Deposition Testimony
Carmichael, Douglas R.	c/o Sascha N. Rand Quinn Emanuel Urquhart & Sullivan LLP 51 Madison Avenue, 22nd Floor New York, NY 10010	Live
Collura, Lisa M.	c/o Sascha N. Rand Quinn Emanuel Urquhart & Sullivan LLP 51 Madison Avenue, 22nd Floor New York, NY 10010	Live
Cutler, Linda	c/o Michael Krauss Faegre Baker Daniels 90 S. Seventh Street, Suite 2200 Minneapolis, MN 55402	Live or Via Deposition Testimony
DePiro, Valerie (Capstone)	Capstone Advisory Group 104 W. 40th Street, 16th Floor New York, NY 10018	Live
Dispenza, Stephen	c/o Henry Putzel 565 Fifth Avenue New York, NY 10017	Live
Donoghue, Mark (Former RCM Employee)	513 Red Oak Drive, Mandeville, LA 70471	Live
Gantcher, Nathan	c/o Greg A. Danilow Weil Gotshal & Manges LLP 767 Fifth Avenue New York, NY 10153	Live or Via Deposition Testimony
James, Peter	919 Orchard Road Red Bank, NJ 07701	Live or Via Deposition Testimony

Name	Address	Live or Via Deposition Testimony
Kirschner, Marc S.	c/o Sascha N. Rand Quinn Emanuel Urquhart & Sullivan LLP 51 Madison Avenue, 22nd Floor New York, NY 10010	Live
Kraker, Vera	c/o Dominic F. Amorosa 521 Fifth Avenue, Suite 3300 New York, NY 10175	Live
Lucas, Barbara	c/o Sascha N. Rand Quinn Emanuel Urquhart & Sullivan LLP 51 Madison Avenue, 22nd Floor New York, NY 10010	Live
Luttinger, Matthew	c/o Bruce R. Braun Winston & Strawn LLP 35 W. Wacker Drive Chicago, IL 60601	Live
Maggio, Santo C.	Deceased	Deposition Testimony
Mawdsley, Craig	c/o Bruce G. Paulsen Seward & Kissel, LLP One Battery Park Plaza New York, NY 10004	Live or Via Deposition Testimony
McCarthy, Frank	c/o Kristina L. Carson Dorsey & Whitney LLP 50 S. Sixth Street, Suite 1500 Minneapolis, MN 55402	Live or Via Deposition Testimony
O'Kelley, Ronald	c/o Greg A. Danilow Weil Gotshal & Manges LLP 767 Fifth Avenue New York, NY 10153	Live or Via Deposition Testimony
Patanella, Michael	c/o Bruce R. Braun Winston & Strawn LLP 35 W. Wacker Drive Chicago, IL 60601	Live

Name	Address	Live or Via Deposition Testimony
Price III, Walter T.	c/o James A. McGurk 10 S. LaSalle Street, Suite 3300 Chicago, Illinois 60603	Live or Via Deposition Testimony
Ramler, Mark	c/o Bruce R. Braun Winston & Strawn LLP 35 W. Wacker Drive Chicago, IL 60601	Live
Sevilleja, Carlos	c/o Thomas J. Hall Chadbourne & Parke LLP 30 Rockefeller Plaza New York, NY 10112	Live or Via Deposition Testimony
Shaked, Israel	c/o Sascha N. Rand Quinn Emanuel Urquhart & Sullivan LLP 51 Madison Avenue, 22nd Floor New York, NY 10010	Live
Trosten, Robert	c/o Judith Mogul Morvillo, Abramowitz, Grand, Iason, Anello & Bohrer, P.C. 565 Fifth Avenue New York, NY 10017	Live or Via Deposition Testimony
Wallander, Raphael	Wayzata Investment Partners 701 East Lake Street, Suite 300 Wayzata, MN 55391	Live or Via Deposition Testimony